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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent Application Serial No. 10/072,669

For: **RESPONSIVE ELECTRICAL STIMULATION
FOR MOVEMENT DISORDERS**

By: Thomas K. Tcheng et al.

Filed: February 5, 2002

Attorney Docket No. N12-01

Examiner: S.M. Getzow

Art Unit: 3762

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully submit this Amendment in response to the Office Action mailed on September 20, 2003, rejecting pending claims 3-15, 21-28, and 33-45. A three-month extension of time is respectfully requested.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 21st day of March, 2005.


Signature

Clarke A. Wixon
Name

INTRODUCTORY COMMENTS

Claims 3-15 and 33-45 stand rejected as unpatentable over Fischell et al., U.S. Patent No. 6,016,449. Claims 21-28 stand rejected as anticipated by Fischell.

This second Amendment submitted by Applicants amends claims 3, 9, 21, 33, and 34. Claims 3-15, 21-28, and 33-45 remain pending.

Applicants request a three-month extension of time in which to file this paper; authorization to charge the NeuroPace deposit account the required fee for the extension and for any additional claim fees is enclosed.

Applicants submit that the present Amendment and accompanying papers place this Application in allowable condition; accordingly, Applicants respectfully request reconsideration of pending claims 3-15, 21-28, and 33-45 with a view toward allowance.